

THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION
AND LIABILITY ACT (CERCLA)

R6-14-30. Acquisition of Real Property

1. AUTHORITY. Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, Section 104 and 40 CFR Part 300, "National Oil and Hazardous Substances Pollution Contingency Plan," to authorize an acquisition of real property or an interest in real property needed to conduct a remedial action.
2. TO WHOM DELEGATED. The Director, Superfund Division.
3. LIMITATIONS.
 - a. The Division Director may only exercise this authority for each acquisition costing up to \$25,000.
 - b. The Director, Facilities Management and Services Division will carry out acquisitions authorized under this authority pursuant to Delegation 1-4-B, "Real Property and Space."
 - c. The State in which the interest is to be acquired must assure in a Cooperative Agreement or Superfund State Contract that it will accept transfer of the interest following completion of the response.
 - d. The General Counsel must concur before this authority is exercised, unless and until such concurrence requirement is waived by memorandum. The General Counsel may redelegate the authority to concur.
4. REDELEGATION AUTHORITY. This authority may not be redelegated.
5. ADDITIONAL REFERENCES.
 - a. 40 CFR Part 35, Subpart O, "Cooperative Agreements and Superfund State Contracts for Superfund Response Actions."
 - b. 40 CFR Part 31, "Uniform Administrative Requirements for Grants and Cooperative Agreements to States and Local Governments."

Delegation of Authority from the
Regional Administrator

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c. The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. Section 4601 et. seq.

d. 49 CFR Part 24, "Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally Assisted Programs.

e. Delegation 14-2, Response.

f. U.S. Environmental Protection Agency Records Schedule, Series No. 668A, "Real Property Records." NARA Schedule No. NC1-412-85-26/IX/3.

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